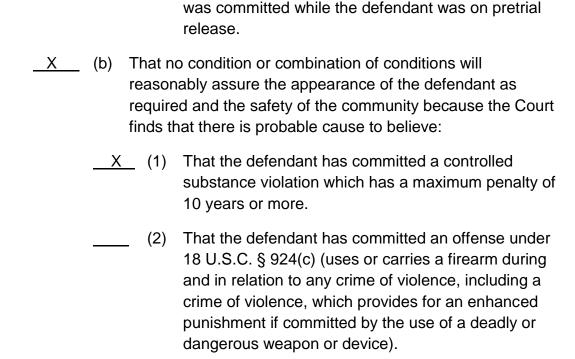
IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

		Pla	aintiff,	8:14CR363					
	vs.			DETENTION ORDER PENDING TRIAL					
CARLOS SAUL VARGAS-ROMERO,									
		De	efendant.						
A.	Order Fo	er For Detention							
		After the defendant waived a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (i).							
B.	Stateme	Statement Of Reasons For The Detention							
	The Cour	t orders t	he defendant's detentio	on because it finds:					
		By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required.							
		By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community.							
C.	Finding Of Fact								
	The Court's findings are based on the evidence which was presented in court and that which was contained in the Pretrial Services Report, and includes the following								
	<u>X</u> (1)	X (1) Nature and circumstances of the offense charged:							
	<u>, x</u>	<u>(</u> (a)	of Meth (Actual) and a and carries a maximu (Counts II, III and IV)	Conspiracy to Distribute 50 Grams or More an Amount of Marijuana is a serious crime m penalty of Life imprisonment, and Distribution of 5 Grams or More of Meth crime and carries a maximum penalty of 40					

	(b)	The offense is a crime of violence.		
X	(c)	The offense involves a narcotic drug.		
	(d)	The offense involves a large amount of controlled substances, to wit:		
 (2)	The	weight of the evidence against the defendant is high.		
 (3)	The	history and characteristics of the defendant including:		
	(a)	General Factors:		
			The defendant appears to have a mental condition which may affect whether the defendant will appear.	
			The defendant has no family ties in the area.	
			The defendant has no steady employment.	
			The defendant has no substantial financial resources.	
			The defendant is not a long time resident of the community.	
			The defendant does not have any significant community ties.	
			Past conduct of the defendant:	
			The defendant has a history relating to drug abuse.	
			The defendant has a history relating to alcohol abuse.	
			The defendant has a significant prior criminal record.	
			The defendant has a prior record of failure to appear at court proceedings.	
	(b)	At the time of the current arrest, the defendant was on:		
			Probation	
			Parole	
			Supervised Release	

				Release pending trial, sentence, appeal or completion of sentence.			
	(c) Other F		Other I	Factors:			
			<u>X</u>	The defendant is an illegal alien and is subject to deportation.			
				The defendant is a legal alien and will be subject to deportation if convicted.			
			<u>X</u>	The Bureau of Immigration and Customs Enforcement (BICE) has placed a detainer with the U.S. Marshal.			
				Other:			
	(4) The nature and seriousness of the danger posed by the defendant's release are as follows:						
Χ	(5)	Reb	uttable l	Presumptions Presumptions Presumptions			
		relied o	determining that the defendant should be detained, the Court also lied on the following rebuttable presumption(s) contained in 18 U.S.C. 8142(e) which the Court finds the defendant has not rebutted:				
	(a) That no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of any other person and the community because the Court finds that the crime involves:						
		-	(1) A crime of violence; or			
		-	(An offense for which the maximum penalty is life imprisonment or death; or 			
		-	<u>X</u> (A controlled substance violation which has a maximum penalty of 10 years or more; or 			
		-	(4) A felony after the defendant had been convicted of two or more prior offenses described in (1) through (3) above, <u>and</u> the defendant has a prior conviction for one of the crimes mentioned in (1) through (3) above which is less than five years old and which			



D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED this 7th day of November, 2014.

BY THE COURT:

s/ F.A. Gossett, III

United States Magistrate Judge